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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 00-551, 3Com Case No. 3194.CS.US.P)

In the application of:)
)
 Joseph, et al.)
) Examiner: Revak, Christopher A.
 Serial No.: 09/760,434)
) Group Art Unit: 2131
 Filed: January 12, 2001)
)
 For: System and Method for Switching Security)
 Associations)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICATION FOR PATENT TERM ADJUSTMENT
UNDER 37 C.F.R. § 1.705(b)

Responsive to the Determination of the Patent Term Adjustment under 35 U.S.C. §154(b) mailed on May 12, 2005, Applicants submit this Application for Patent Term Adjustment under 37 C.F.R. § 1.705(b). Applicants also submit the required fee under 37 C.F.R. § 1.18(e) along with this Application for Patent Term Adjustment.

A Determination of the Patent Term Adjustment was mailed with the Notice of Allowance on May 12, 2005. This Determination stated that the Patent Term Adjustment would increase the term of the patent by 780 days. This determination was calculated by: (1) adding the number of days between the date fourteen months after the filing of the application (January 12, 2001) and the date of the first Office Action (July 29, 2004) (870 days); and (2) subtracting

ninety days for filing a paper ninety days after filing a response to the Office Action dated July 29, 2004. Applicants submit this Application for Patent Term Adjustment to request reinstatement of the ninety days subtracted when calculating the patent term adjustment.

The Office Action was mailed to our office on July 29, 2004, and a response was due on or before October 29, 2004. The Amendment and Response to Office Action was mailed on October 27, 2004, well within the three month time limit. No extension of time was necessary or sought by Applicants. Indeed, the Office has acknowledged their error by granting the petition for a full refund of the extension fees that were charged to our deposit account. Accordingly, Applicants believe they engaged in reasonable efforts to conclude prosecution of the application.

Because the Amendment and Response to Office Action were in fact filed well within the three month time limit for responding to the Office Action dated July 29, 2004, Applicants respectfully request reconsideration of the patent term adjustment and reinstatement of the ninety days subtracted from the adjustment. If this Application for Patent Term Adjustment is granted, the patent term adjustment would be 870 days. If a telephone conference would expedite the prosecution of this Application for Patent Term Adjustment, please call Applicant's undersigned representative at 312-935-2356.

Respectfully submitted,

Date: July 28, 2005

By: 

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